



10-27-04 #GAU 2876 RCE
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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995. See the American Inventors Protection Act of 1999 (AIPA).

Application Number	09/898,255
Filing Date	July 3, 2001
First Named Inventor	Kevin R. THOMAS et al.
Group Art Unit	2876
Examiner Name	Daniel St. Cyr
Attorney Docket Number	88265-4040

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 C.F.R. § 1.114

- a. Previously submitted
 - i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on September 21, 2004
(Any unentered amendment(s) referred to above will be entered).
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - iii. Other _____
- b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavit(s)/Declaration(s)
 - iii. Extension of Time
 - iv. Other Information Disclosure Statement

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. **50-1814**
 - i. RCE fee required under 37 C.F.R. § 1.17(e)
 - ii. Extension of time fee if required and not otherwise submitted (37 C.F.R. §§ 1.136 and 1.17)
 - iii. Other _____
- b. Check in the amount of \$ _____ enclosed
- c. Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name: Allan A. Fanucci, Reg. No. 30,256

Signature:

Date:

10/25/04

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express mail (no. EV 346 811 900 US) in an envelope addressed to: Commissioner for Patents, Box RCE, P.O. Box 1450, Alexandria, VA 22313 - 1450, or facsimile transmitted to the U.S. Patent and Trademark Office on October 18, 2004.

Name: Allan A. Fanucci

Signature:

Date: October 25, 2004

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